IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE KURIAN JOSEPH

FRIDAY, THE 22ND JUNE 2007 / 1ST ASHADHA 1929

WP(C).No. 7185 of 2004(E)

PETITIONERS:

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1. GANGADHARAN, S/O.ACHUDHAN, PALAKKAMITTAM HOUSE, CHANGAMPUZHA NAGAR P.O. ERNAKULAM (AGED 85 YEARS).

2. SALIM KUMAR, S./O.GANGADHARAN, DO. DO. (AGED 44).

3. BABU S/O.GANGADHARAN, DO. DO. (AGED 32 YEARS).

BY ADV. SRI.R.KRISHNAN NAIR

RESPONDENTS:

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1. STATE OF KERALA REP. BY THE CHIEF SECRETARY, SECRETARIAT, TRIVANDRUM.

2. RE-SURVEY SUPERINTENDENT,ALUVA, AT KAKKANAD, CIVIL STATION, ERNAKULAM.

3. VILLAGE OFFICER, THRIKKAKKARA NORTH, ERNAKULAM DISTRICT.

4. DISTRICT COLLECTOR, ERNAKULAM.

5. K.H.NABEESA, KUMMANCHERRY HOUSE, CHANGAMPUZHA NAGAR P.O. KOCHI -33.

6. AZEEZ KUMMANCHERRY, DO. DO.

7. JABBAR KUMMANCHERRY, DO. DO. DO.

8. SHAHUL KUMMANCHERRY, DO. DO. DO.

9. SAJITHA AZEEZ, W/O.AZEEZ, DO. DO.

BY GOVERNMENT PLEADER SMT. K.R.DEEPA
ADV. SRI.K.C.CHARLES R5 - R9

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON 22/06/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

WP(C) NO: 7185/2004 E

APPENDIX

PETITIONER'S EXHIBITS

EXT.P1. COPY OF THE PATTA ISSUED BY THE LAND TRIBUNAL DT. 29/08/72 IN OA NO. 318/72.

EXT.P2. COPY OF THE DOCUMENT DT. 23/11/74.

EXT.P3. COPY OF THE PLAN ISSUED BY THE VILLAGE OFFICER.

EXT.P4. COPY OF THE CERTIFICATE BY THE R3 DT. 21/2/2004.

EXT.P5. COPY OF THE RECEIPT DT. 4/2/2004 BY THE R2.

EXT.P6. COPY OF THE REPRESENTATION BY THE P2 DT. 16/2/2004 BEFORE THE R4.

RESPONDENT'S EXHIBITS/ANNEXURE

ANNEXURE R2A: COPY OF THE LOCATION SKETCH.

EXT.R5A. COPY OF THE SALE DEED NO. 577/1973 OF THE SRO, EDAPPALLY.

EXT.R5B. COPY OF THE INJUNCTION ORDER IN IA NO. 2171/2004 IN OS NO. 402/2004.

True copy

tga

KURIAN JOSEPH, J.

W.P. (C). NO. 7185 OF 2004

Dated this the 22nd day of June, 2007.

J U D G M E N T

This writ petition is filed with the following prayers.

i) issue a writ of mandamus or any other writ, order or direction and command the 2nd respondent to inspect the property and verify the documents and issue consequential orders;

ii) to direct the 4th respondent to consider and dispose of Ext. P6.

2. In case no orders have been passed on Exhibit P6, petitioners can produce a copy of this judgment before the fourth respondent, in which case, appropriate orders in accordance with law in the matter will be passed by the fourth respondent within another four months, with notice to the petitioner.

This writ petition is disposed of as above.

KURIAN JOSEPH, JUDGE.

smp